

ESTTA Tracking number: **ESTTA460277**

Filing date: **03/06/2012**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91202841
Party	Plaintiff The Cincinnati Reds LLC
Correspondence Address	MAYA L TARR COWAN LIEBOWITZ & LATMAN 1133 AVENUE OF THE AMERICAS NEW YORK, NY 10036 UNITED STATES mxt@cll.com, jmn@cll.com, trademark@cll.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	Maya L. Tarr
Filer's e-mail	mxt@cll.com, jmn@cll.com, trademark@cll.com
Signature	/Maya L. Tarr/
Date	03/06/2012
Attachments	MS. RED Motion to Continue Suspension.pdf (3 pages)(11506 bytes)

In re Application Serial No. 85/151,260
Filed: October 13, 2010
For Mark: MS. RED
Published in the Official Gazette: June 7, 2011

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Opposer, by and through counsel, hereby moves for an order further suspending the proceedings in this matter for a period of three (3) months, until **June 8, 2012**. Applicant consented to this motion, which is requested to allow the parties to engage in settlement discussions.

Progress has been made towards settlement of this matter. Opposer's outside counsel and Applicant's counsel discussed key terms of a settlement agreement. Thereafter, Opposer's outside counsel drafted an agreement according to those terms and relayed the agreement to Opposer's in-house counsel, who is in charge of the matter, for review. The additional time is requested to allow for Opposer's in-house counsel to complete its review of the draft agreement and relay its comments to Opposer's outside counsel, for Opposer's outside counsel to revise the

agreement accordingly and relay the revised agreement to Applicant's counsel for consideration, and for the parties to continue to work towards settlement of this matter.

In the event that the Board denies this motion, Opposer consents to an extension of time for Applicant to file an answer or otherwise respond to the Notice of Opposition until sixty (60) days after such denial.

If the Board grants this motion, the Board should also reset Applicant's time to answer or otherwise respond to the Notice of Opposition. Additionally, the parties request that six months of discovery be allowed and that the discovery cutoff be reset to six (6) months after the proceedings resume so that the parties will have the full period of discovery in the event that the matter is not able to be resolved. The trial periods and other periods should be reset accordingly.

Dated: New York, New York
March 6, 2012

Respectfully submitted,

COWAN LIEBOWITZ & LATMAN, P.C.
Attorneys for Opposer

By: / Maya L. Tarr/

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on March 6, 2012, I caused a true and correct copy of the foregoing Motion on Consent to Continue Suspension of Proceedings and to Extend Discovery Period if Opposition is Resumed to be sent via First Class Mail, postage prepaid, to Applicant's counsel and correspondent of record, Wallace Collins, 250 E. 39th Street, Apt. 9K, New York, NY 10016-0073.

/Maya L. Tarr/
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